

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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The New York City District Council
of Carpenters Pension Fund, et al.,

Plaintiffs,

Against

07 CIV 6450
(Judge Rakoff)

River Avenue Contracting Corp.,

Defendant.

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DECLARATION OF RICHARD B. ZISKIN IN SUPPORT OF DEFENDANT'S
MOTION TO DISMISS THE COMPLAINT AND
VACATE THE ARBITRATION AWARD

RICHARD B. ZISKIN, under penalty of perjury declares the following to be true and correct.

1. I am an attorney with The Ziskin Law Firm, LLP, counsel to Defendant River Avenue Contracting Corp., in the above-entitled action. I am familiar with all the facts and circumstances in the above-referenced actions and submit this declaration in support of the Defendant's motion to dismiss the Complaint and vacate the arbitration award.
2. Annexed as Exhibit "A" is a true and correct copy of two (2) Opinions and Awards dated October 4, 2006 and April 16, 2007 between the Plaintiffs and Defendant.

Dated: Commack, New York
October 1, 2007

Respectfully submitted,


RICHARD B. ZISKIN (RBZ-7378)
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